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BEFORE THE ARIZONA CORPORATION COMMISSION

2 COMMISSIONERS: 3 MIKE GLEASON - 0

2008 DEC 15 ₱ 3: 23

MIKE GLEASON - Chairman

WILLIAM A. MUNDELL AZ CORP COMMISSION JEFF HATCH-MILLER DOCKET CONTROL

KRISTIN K. MAYES

GARY PIERCE

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IN THE MATTER OF:

MARK W. BOSWORTH and LISA A. BOSWORTH, husband and wife;

STEPHEN G. VAN CAMPEN and DIANE V. VAN CAMPEN, husband and wife;

MICHAEL J. SARGENT and PEGGY L. SARGENT, husband and wife;

ROBERT BORNHOLDT and JANE DOE BORNHOLDT, husband and wife;

MARK BOSWORTH & ASSOCIATES, LLC, an Arizona limited liability company;

3 GRINGOS MEXICAN INVESTMENTS, LLC, an Arizona limited liability company;

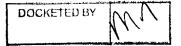
Respondents.

DOCKET NO. S-20600A-08-0340

Arizona Corporation Commission

DOCKETED

DEC 15 2008



SIXTH PROCEDURAL ORDER

BY THE COMMISSION:

On July 3, 2008, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing ("Notice") against Mark W. Bosworth and Lisa A. Bosworth, husband and wife; Stephen G. Van Campen and Diane V. Van Campen, husband and wife; Michael J. Sargent and Peggy L. Sargent, husband and wife; Robert Bornholdt and Jane Doe Bornholdt, husband and wife; Mark Bosworth & Associates, LLC ("MBA"); and 3 Gringos Mexican Investments, LLC ("3GMI") (collectively "Respondents"), in which the Division alleged multiple violations of the Arizona Securities Act ("Act") in connection with the offer and sale of securities in the form of notes and investment contracts.

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On August 6, 2008, by Procedural Order, a pre-hearing conference was scheduled for September 18, 2008.

On August 15, 2008, Respondents Michael J. Sargent and Peggy L. Sargent filed a 12(b)(6) Motion to Dismiss the Alleged Violations of A.R.S. § 44-1991 ("Motion to Dismiss").

On August 21, 2008, Respondents Michael J. Sargent and Peggy L. Sargent filed a Motion to Stay and requested oral argument on the Motion ("Motion to Stay").

On August 28, 2008, the Division filed a Motion to Extend Due Date for Response to Respondents Michael J. Sargent and Peggy L. Sargent's 12(b)(6) Motion to Dismiss the Alleged Violations of A.R.S. § 44-1991.

On August 28, 2008, Respondents Stephen Van Campen and Diane Van Campen filed a Joinder to the Sargent Respondents' Motion to Stay and also filed a Motion to Quash Subpoena.

On September 5, 2008, the Division filed its Response to the Motion to Dismiss and also filed its Response to the Motion to Stay.

On September 9, 2008, the Sargent Respondents filed a Notice of Intent to File Reply Briefs in Support of their (1) Motion to Stay and (2) 12(b)(6) Motion to Dismiss.

On September 11, 2008, the Division filed its Response to Respondents Van Campen's Motion to Quash Subpoena and also filed its Response to Joinder of Respondents Stephen Van Campen and Diane Van Campen in Respondents Sargents' Motion to Stay Proceedings.

On September 12, 2008, a Procedural Order was issued stating that due to the unavailability of the Administrative Law Judge ("ALJ") assigned to hear this matter, that no substantive motions would be heard at the September 18, 2008, pre-hearing conference, but at that time, discussions would be held to schedule a subsequent pre-hearing conference to address the motions filed in this matter.

On September 17, 2008, Respondents Michael J. Sargent and Peggy L. Sargent filed their Reply in Support of Motion to Stay and request for oral argument. On the same day, the Sargent Respondents filed their Reply in the Support of the 12(b)(6) Motion to Dismiss the Alleged Violations of A.R.S. § 44-1991.

On September 18, 2008, the pre-hearing conference was held as scheduled. Respondents and

the Division appeared through counsel, and dates for the purpose of resetting the pre-hearing conference were discussed. During the discussions, counsel for the Securities Division informed the ALJ that Attorney David Farney represents Respondents Mark W. Bosworth and Lisa A. Bosworth. Mr. Farney had not filed Notice of Appearance in this docket on behalf of his clients.

On September 22, 2008, by Procedural Order, the pre-hearing conference was re-scheduled for October 17, 2008, and Mr. Farney was directed to file a Notice of Appearance.

On October 1, 2008, the Van Campsen Respondents filed their Answer to the Division's Notice.

On October 2, 2008, Mr. Farney filed a Notice of Appearance on behalf of the Bosworth and MBA Respondents.

On October 17, 2008, at the pre-hearing conference, the Division and Respondents appeared through counsel. Mr. Bosworth was also present. Mr. Farney indicated that he is awaiting approval of a Bankruptcy Court judge in a proceeding involving his clients to confirm his retention by the court and that after the court's confirmation approving his retention he will file his clients' Answer(s). Certain of the parties indicated that there are ongoing discussions with the Division to resolve issues raised in the Notice. Additionally, Mr. Bosworth indicated that some form of response may be entered on behalf of 3GMI. It was also disclosed that no indictments of any of the Respondents had yet been issued. Rulings on the various pending motions were held in abeyance to await the filing of the Answer(s) by Mr. Farney on behalf of his clients and the possible response by 3GMI after which time another pre-hearing conference should be held to address these matters.

On October 20, 2008, by Procedural Order, a pre-hearing conference was scheduled on December 15, 2008, to address pending motions and the status of the proceeding.

On December 15, 2008, the Division and the Respondents who had requested hearings appeared through counsel. There has been no response filed on behalf of 3GMI. Mr. Farney has not been approved by the Bankruptcy Court to represent the Bosworths and, as a result, he has delayed the filing of the Answer(s) on behalf of his clients. Additionally, there have been no indictments of any of the named Respondents and pending motions are being held in abeyance. The parties agreed to a further status conference being scheduled in early 2009.

Accordingly, a status conference should be scheduled.

IT IS THEREFORE ORDERED that a status conference shall commence on February 5, 2009, at 1:30 p.m., at the Commission's offices, 1200 West Washington Street, Hearing Room 1, Phoenix, Arizona.

IT IS FURTHER ORDERED that counsel for Respondents Mark W. Bosworth and Lisa A. Bosworth, and Mark Bosworth and Associates, LLC shall file their Answer(s) no later than 30 days after he is approved as their counsel by the Bankruptcy Court.

IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 – Unauthorized Communications) is in effect and shall remain in effect until the Commission's Decision in this matter is final and non-appealable.

IT IS FURTHER ORDERED that all parties must comply with Rules 31 and 38 of the Rules of the Arizona Supreme Court and A.R.S. § 40-243 with respect to practice of law and admission *pro hac vice*.

IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the Rules of the Arizona Supreme Court). Representation before the Commission includes the obligation to appear at all hearings and procedural conferences, as well as all Open Meetings for which the matter is scheduled for discussion, unless counsel has previously been granted permission to withdraw by the Administrative Law Judge or the Commission.

IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

Dated this day of December, 2008.

MARC E. STERN

ADMINISTRATIVE LAW JUDGE

1	Copies of the foregoing were mailed/delivered this day of December , 2008 to:
2	David R. Farney
3	7972 West Thunderbird Road, Suite 107 Peoria, Arizona 85381-4903
4	Attorney for Respondents Mark W. Bosworth, Lisa A. Bosworth and Mark Bosworth & Associates, LLC
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10	Robert D. Mitchell
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16	KEYT LAW OFFICES 3001 East Camelback Road, Suite 130
17	Phoenix, Arizona 85016-4400 Attorney for Respondents
18	Stephen G. Van Campen and Diane V. Van Campen
19	Matt Neubert, Director Securities Division ARIZONA CORPORATION COMMISSION
20	1300 West Washington Street Phoenix, Arizona 85007
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24	By: Debra Broyles
25	Secretary to Marc E. Stern
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